

REMARKS

This responds to the Office Action dated November 26, 2007.

No claims are amended, no claims are canceled, and no claims are added; as a result, claims 17-35 are now pending in this application.

Double Patenting Rejection

Claims 17-35 were rejected on the ground of non-statutory obviousness-type double patenting as being unpatentable over claims 1-19 of U.S. Patent No. 6,681,134 and over claims 1-15 of U.S. Patent No. 6,314,321.

In the Office Action, the Examiner has not accepted the Terminal Disclaimer filed September 17, 2007, indicating that the attorney designation is improper under 37 CFR 1.32(c)(3). However the applicant believes that the Terminal Disclaimer is acceptable because the Combined Declaration and Power of attorney (a curtsey copy is enclosed) was filed prior to the change in rules that would otherwise make this Terminal Disclaimer improper. Accordingly the Applicant request reconsideration and acceptance of the Terminal Disclaimer.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 349-9593 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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Date 26 April 2008

By Eduardo E. Drake

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 26 day of March 2008.

Name

Signature